THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.23728 of 2005

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Dated:07.11.2005

Between:

M/s. Sathavahana Ispat Limited, rep. by its Managing Director, A. Naresh Kumar, S/o. A.S. Rao, Corporate Office at 505, 5th Floor, Block-I, Divyashakti Complex, Ameerpet, Hyderabad.

..... PETITIONER

AND

Ministry of Commerce & Mines Department of Mines, The Govt of India, rep. by its Prl., Secretary, Sastry Bhavan, New Delhi, and others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.23728 of 2005

ORDER:

The petitioner Company made an application for mining lease for iron ore in Survey Nos.1 and 2, admeasuring 37.45 hectares in Anantharangamma Konda of

Siddapuram Village, Rayadurga Mandal, Ananthapur District, and the same was rejected. Assailing the same, the petitioner preferred a revision before the first respondent, who by letter dated 27.05.2005 while admitting the revision, observed that though the State Government is free to process other applications, a final decision shall not be taken in respect of the area in question till the disposal of the revision application. The petitioner now alleges that in the first week of October 2005, it reliably learnt that the respondents are processing the application of M/s.S.R.Minerals, Ananthapur, for grant of mining lease in respect of 18 hectares of land in respect of which, the petitioner's revision is pending before the Central Government. Therefore, he filed the instant writ petition seeking a declaration that such grant of mining lease is illegal and arbitrary.

Heard the learned Counsel for the petitioner and the learned Assistant Government for Industries, Sri Dhanamjaya. The learned Assistant Government Pleader submits that the State Government is not going to grant any lease to M/s. S.R.Minerals, and that as observed by the Central Government the application is only being processed by the concerned Mining Department. In view of such submission, this Writ Petition is filed on a mere apprehension without even impleading M/s.S.R.Minerals. Therefore, this Court is not inclined to accept the Writ Petition.

The Writ Petition, with the above observation, is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

07.11.2005

vs